

FILED

NOVEMBER 29, 1979

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE SUSPENSION	:	ADMINISTRATIVE ACTION
OR REVOCATION OF THE LICENSE OF	:	DOCKET NO. H-78-5120
	:	OAL DOCKET NO. BDS 110-79
ANTHONY A. TANGORRA, JR., D.C.,	:	
LICENSE NO. 1395	:	FINAL ORDER
	:	
TO PRACTICE CHIROPRACTIC IN THE	:	
STATE OF NEW JERSEY	:	

This matter was opened to the State Board of Medical Examiners by way of Complaint filed January 18, 1979 by John J. Degnan, Attorney General of New Jersey, by Joan D. Gelber, Deputy Attorney General. Respondent has been represented by Dennis D. S. McAlevy, Esq. The three count Complaint alleged violations by respondent of the Chiropractic Practice Act by submitting a report and bill for chiropractic examination and treatment on patient, Mrs. Doris Owen, who was never treated by the respondent; for soliciting minor patients at a school by sending misleading and false reports to their parents; and by advertising his availability for professional services in a newspaper without identifying himself as a chiropractor.


The matter was referred to the Office of Administrative Law for hearing, Honorable Gerald I. Jarrett, presiding. Judge Jarrett found credible the testimony of Theresa Tangorra (wife of respondent) that she alone and in error prepared and submitted

the entire patient record and medical report on Mrs. Doris Owen; the testimony of Gloria Osusky (office manager of Kenneth R. Claudat, Esq.) that she alone prepared and submitted to the insurance company repeated demands for the payment of the false bill; and the letter of the editor of the Lodi Messenger that he alone prepared and printed the illegal advertisements. The Judge further found that there was no solicitation of the school children and that the "examination reports" were not misrepresentative. As he found that the charges had not been proved by a preponderance of the credible evidence in the record, Judge Jarrett recommended that the Complaint be dismissed. Exceptions to the recommended report were filed by the State and the matter was considered by the Board on November 14, 1979.

The Board finds that all of the allegations of this Complaint involved an assessment of the credibility of the witnesses, and that the Board ought to defer to the Hearing Officer in that respect in the circumstances of this case.

IT IS, THEREFORE, on this 21 day of November, 1979

ORDERED that the Complaint against Anthony A. Tangorra, Jr., D.C., be and hereby is dismissed.

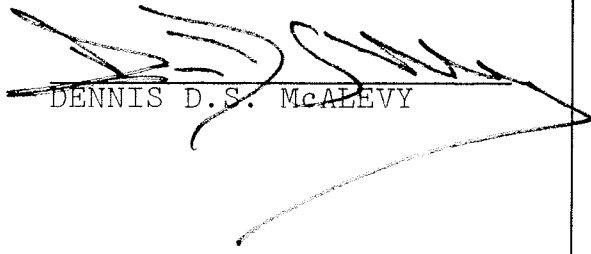

EDWIN H. ALBANO, PRESIDENT
BOARD OF MEDICAL EXAMINERS

DENNIS D.S. McALEVY, ESQ.
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Attorney for Anthony A. Tangorra, Jr.

IN THE MATTER OF THE SUSPENSION : STATE OF NEW JERSEY
OR REVOCATION OF THE LICENSE OF : DEPARTMENT OF LAW & PUBLIC
: SAFETY
ANTHONY A. TANGORRA, JR., D.C. : DIVISION OF CONSUMER AFFAIRS
License No. 1395 : STATE BOARD OF MEDICAL EXAMINERS
: DOCKET NO. H-78-5120
TO PRACTICE CHIROPRACTIC IN THE :
STATE OF NEW JERSEY : ADMINISTRATIVE ACTION
: ANSWER

DENNIS D.S. McALEVY, ATTORNEY AT LAW IN THE STATE
OF NEW JERSEY, with offices located at 921 Bergen Avenue, Jersey
City, New Jersey 07306 on the basis of information and belief
by way of answer says:

A Plea of Not Guilty is entered as to Counts I, II
and III of the Complaint.


DENNIS D.S. McALEVY

DATED: JANUARY 30, 1979